



PUBLIC NOTICE

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DA No. 05-237
January 28, 2005

ACTIONS TAKEN UNDER CABLE LANDING LICENSE ACT

Section 1.767(a) Cable Landing Licenses, Modifications, and Assignments or Transfers of Control of Interests in Cable Landing Licenses (47 C.F.R. § 1.767(a))

By the Chief, Policy Division, International Bureau:

Pursuant to An Act Relating to the Landing and Operation of Submarine Cables in the United States, 47 U.S.C. §§ 34-39 (Cable Landing License Act), Executive Order No. 10530, Exec. Ord. No. 10530 *reprinted as amended in* 3 U.S.C. § 301, and section 1.767 of the Commission's rules, 47 C.F.R. § 1.767, the following application IS GRANTED. This grant of authority is taken under section 0.261 of the Commission's rules, 47 C.F.R. § 0.261, and is effective upon release of this public notice. Petitions for reconsideration under section 1.106 or applications for review under section 1.115 of the Commission's rules, 47 C.F.R. §§ 1.106, 1.115, may be filed within 30 days of the date of this public notice.

This public notice serves as each cable landing licensee's Cable Landing License, or modification thereto, pursuant to the Cable Landing License Act and sections 1.767 and 1.768 of the Commission's rules. Cable landing licensees should review carefully the terms and conditions of their licenses. Failure to comply with these terms and conditions or relevant Commission rules and policies could result in fines or forfeitures.

The Commission most recently amended its rules applicable to submarine cable landing licenses in *Review of Commission Consideration of Applications under the Cable Landing License Act*, IB Docket No. 00-106, FCC 01-332 (rel. Dec. 14, 2001), 67 Fed. Reg. 1615 (Jan. 14, 2002). An updated version of sections 1.767 and 1.768 of the rules is available at <http://www.fcc.gov/ib/pd/pf/telecomrules.html>. See also http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-02-598A1.pdf for a March 13, 2002 Public Notice; http://hraunfoss.fcc.gov/edocs_public/attachmatch/FCC-01-332A1.pdf for the December 14, 2001 Report and Order.

SCL-T/C-20041123-00019

Caribbean Crossings Ltd. (Licensee)
Philip J. Keeping (Transferor)
Ironbound Holdings (Barbados) Limited (Transferee)

TRANSFER OF CONTROL

Action Taken: Grant of authority to transfer control of submarine cable landing license (SCL-MOD-20020925-00094) held by Caribbean Crossing Ltd, which operates the Bahamas Internet Cable System (BICS), extending between the United States and the Bahamas, from Philip J. Keeping, transferor, to Ironbound Holdings (Barbados) Limited, transferee.

Conditions and Requirements: *See Caribbean Crossings Ltd.*, File No. SCL-LIC-20000118-00001, 15 FCC Rcd 10818 (IB 2000) (initial license) and SCL-MOD-20020925-00094, 17 FCC Rcd 25551 (IB 2002) (authority to build second cable on same route). Caribbean Crossing Ltd. shall comply with the requirements of Section 1.768 (notifications and prior approval for submarine cable landing licensees that are or propose to become affiliated with a foreign carrier), 47 C.F.R. § 1.768.

Licensee Information:

Application for consent to transfer control of submarine cable landing license (SCL-MOD-20020925-00094) held by Caribbean Crossing Ltd., from Philip J. Keeping to Ironbound Holdings (Barbados) Limited. Caribbean Crossing operates the Bahamas Internet Cable System, extending between the United States and the Bahamas. Caribbean Crossing is a wholly-owned subsidiary of Cable Bahamas Ltd., which is controlled by Columbus Communications Ltd. Columbus Communications is wholly owned by Parent Columbus, which in turn is wholly owned by Philip J. Keeping. Mr. Keeping also has a 4.75 percent ownership of Cable Bahamas. As a result of Mr. Keeping's ownership of Columbus Communications Ltd., he indirectly owns and controls Cable Bahamas and Caribbean Crossing Ltd. Ironbound will purchase Mr. Keeping's ownership in Parent Columbus and Mr. Keeping will transfer his 4.75 percent ownership in Cable Bahamas to Columbus Communications. Upon consummation of the proposed transaction, ownership and control of Columbus Communications, Inc. will shift from Philip Keeping to Ironbound Holdings (Barbados) Limited.

Interlocking Directorates: Caribbean Crossings certifies that the directors of Caribbean Crossings are also directors of Cable Bahamas Ltd. and Trinity Communications Ltd.

Regulatory Status of Cable: The BICS Cable network operates on a non-common carrier basis. *See* File No. SCL-LIC-20000118-00001, 15 FCC Rcd 10818.

Cable Design and Capacity: *See Caribbean Crossings Ltd.*, File No. SCL-LIC-20000118-000001, 15 FCC Rcd 10818 (IB 2000) (initial license) and SCL-MOD-20020925-00094, 17 FCC Rcd 25551 (IB 2002) (authority to build second cable on same route).